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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/859,661	05/17/2001	Stuart A. Fraser	96-1007RE	3933
63710 7590 02/18/2009 DEAN P. ALDERUCCI CANTOR FITZGERALD, L.P. 110 EAST 59TH STREET (6TH FLOOR) NEW YORK, NY 10022				
EXAMINER CHAMPAGNE, DONALD				
ART UNIT 3688		PAPER NUMBER		
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Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte STUART A. FRASER, HOWARD LUTNICK and PAUL BIJOY

Appeal 2008-4363
Application 09/859,661
Technology Center 3600

Mailed: February 17, 2009

Before Dale M. Shaw *Chief Appeals Administrator*
SHAW, *Chief Appeals Administrator*.

ORDER DISMISSING APPEAL

On March 25, 2004 appellants filed a Notice of Appeal. On February 9, 2009, appellants filed a Request for Continued Examination of the application. Accordingly, it is ORDERED that the appeal filed on March 25, 2004 is dismissed.

The application is being returned to the examiner for further action as may be appropriate.

If there are any questions pertaining to this dismissal, please contact the Board of Patent Appeals and Interferences at 571-272-9797.

DMS/lv

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